

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.12440 OF 2006

Dated 12-10-2006

Between:

M.V.A.V.Ramana

...Petitioner

And

The District & Sessions Judge
Khammam

...Respondent

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.12440 OF 2006

ORDER *(Per the Hon'ble Sri Justice Bilal Nazki):*

Heard learned counsel for the petitioner.

A show cause notice has been issued to the petitioner on the basis of the report of an enquiry. The enquiry was ordered against him for ten charges of misconduct. Show cause notice has been given as to why he should not be dismissed from service as the charges of misconduct have been proved against him. Without giving reply to the show cause notice, he has challenged the same in this writ petition.

We do not feel that it would be appropriate for this Court to interfere, under Article 226 of the Constitution of India, at this stage when the appointing authority has yet to take a decision, which will be done after considering the explanation submitted by the petitioner, if any, in response to the show cause notice.

The writ petition is premature and is accordingly dismissed. No order as to costs.

(Bilal Nazki,J)

Dated 12th October, 2006

(Nooty Ramamohana Rao,J)

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